

UNITED STATES DISTRICT COURT
FOR THE
DISTRICT OF MASSACHUSETTS

CIVIL ACTION NO. 04-12629-RWZ

USGEN NEW ENGLAND, INC., a
Subsidiary of NATIONAL ENERGY &
GAS & GAS TRANSMISSION, INC.,
f/k/a PG&E NATIONAL ENERGY
GROUP, INC.,

Plaintiff,

v.

BENTLY PRESSURIZED BEARING
COMPANY, f/k/a BENTLY NEVADA
CORPORATION,

Defendant

STIPULATION OF DISMISSAL

The Plaintiff, USGen New England, Inc. and the Defendants, Bently Nevada, LLC, f/k/a Bently Nevada Corporation, LLC (the "LLC") and Bently Pressurized Bearing Company, f/k/a Bently Nevada Corporation ("Bently Nevada"), hereby stipulate and agree that all claims against the Defendants be hereby dismissed with prejudice and without costs. The parties hereto waive all rights of appeal herefrom.

USGEN NEW ENGLAND, INC., a subsidiary
of NATIONAL ENERGY & GAS
TRANSMISSION, INC., f/k/a PG&E
NATIONAL ENERGY GROUP, INC.,

By its Attorneys,
DONATO, MINX & BROWN

/s/ William T. Sebesta

William T. Sebesta, Esquire
Texas Bar No. 00789905
Donato, Minx & Brown
3200 Southwest Freeway - Suite 2300
Houston, TX 77027-1112
(713) 877-1112

BENTLY PRESSURIZED BEARING
COMPANY, f/k/a BENTLY NEVADA
CORPORATION,

By its Attorneys,
RIEMER & BRAUNSTEIN LLP

/s/ Craig J. Ziady

Craig J. Ziady, BBO No. 565216
Rierner & Braunstein LLP
Three Center Plaza
Boston, Massachusetts 02108
(617) 523-9000